

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

IRENE MAKLER,

Plaintiffs,

v.

CAB Asset Management, LLC

Defendant.

**STIPULATION OF DISMISSAL
PURSUANT TO FRCP 41(a)(1)(A)(ii)**

Civil Action No.: 1:13-cv-03779-NGG-SMG

STIPULATION OF DISMISSAL

WHEREAS the Plaintiff and the Defendant of the above-entitled action have resolved the issues alleged set forth in the Amended Complaint in this action, and have negotiated in good faith for that purpose; and

WHEREAS none of the parties to the above-captioned action is an infant or incompetent person; and

WHEREAS the parties in the above-captioned action wish to discontinue the litigation;

IT IS HEREBY STIPULATED AND AGREED by and between the parties and their respective counsels that pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, the above-captioned action is hereby discontinued against the Defendant with prejudice and without costs to either party.

IRENE MAKLER

CAB ASSET MANAGEMENT, LLC

/s/ Hashim Rahman, Esq.

Hashim Rahman, Esq.

RAHMAN LEGAL

155 Water St.,

Brooklyn, NY 11201

(347) 433-6139

Attorney for Plaintiff

s/ David G. Peltan

David G. Peltan, Esq.

Peltan Law, PLLC

128 Church Street

East Aurora, NY 14052

(716) 374-5431

Attorney for Defendant

So on demand
s/Nicholas G. Garaufis

1/29/14